

MPARLAND UNDER FIRE OF DARROW

Haywood Defense Claims That Chief Detective Tried to Manufacture Evidence.

BUT COURT RULES OUT IMPORTANT TESTIMONY

Three Witnesses Break Monotony of Deposition Reading—Moyer Will Take the Stand at Opening This Morning.

By Associated Press.
BOISE, Idaho, July 9.—The defense in the Steuenberg murder case today charged Detective James McParland with being guilty of an attempt to manufacture testimony against Haywood, but was unsuccessful in getting the judge and jury to believe it.

Alva A. Swain, a newspaper correspondent who represents the Pueblo Chieftain at Denver, was called to the stand and questioned as to a conversation he had with Detective McParland in Denver last fall. Senator Borah for the state objected to the conversation on the ground that there was no foundation laid for it.

Charles Darrow, who was examining Swain, explained that the testimony was offered for the purpose of showing that there existed a conspiracy between the mine owners and Pinkertons to secure the conviction and execution of the prisoner.

Approached Witness
"McParland approached this witness in an attempt to manufacture testimony," he declared, "and I believe we have a right to show it."

Judge Wood said there was nothing in evidence that furnished a proper foundation for the introduction of such testimony and sustained the state's objection. The defense took an exception and said that it would later make another attempt to secure the admission of Swain's testimony. Counsel for the defense is evidently counting on reaching the matter through McParland himself, but it is quite probable that the state will not call McParland as a witness.

It is claimed by the defense that McParland told Swain that he had a letter from Harry Orchard saying that when Haywood paid him for the Vindicator job he took him to one of the Denver banks to draw the money and that when they came out of the bank Swain was standing at the door and saw them. It is said that Swain told McParland that he could not remember the incident, whereupon McParland impressed him with the importance of it as evidence and its significance and urged him to recall it and become a witness in the case.

McParland Denies
Detective McParland denies that he ever suggested anything improper to Swain. He says that he got the letter described by Orchard, who wrote that Swain was at the door of the bank on the day in question, there being a run on the bank, and that he believed Swain might remember being seen by them.

He says that when he went to see Swain the latter said he could not tell whether he remembered the incident or not and asked for another interview. McParland declares that he then dropped the matter and did not again see Swain.

Allen Gill, former master mechanic of the Tiger and Poorman mine, and later city engineer of Spokane, and his

wife, Mrs. Gill, were also witnesses for the defense today. They jointly related that Harry Orchard attempted to sell them his interest in the Hercules mine in February and March, 1899, which was just prior to his departure from the Coeur d'Alenes, and Mr. Gill, who saw Orchard in Spokane a month before he killed Steuenberg, testified that Orchard said that it was because of Steuenberg that he lost his interest in the Hercules mine.

More Affidavits
Other than for the interest and relief afforded by the introduction of the three witnesses named, today was given over to the reading of the rest of the San Francisco depositions. Men who built the Linforth flats, plumbers who came after the explosion and contractors and their men who made repairs all deposed to great length and detail. The weight of their tales seemed to favor a gas explosion, but none of the testimony was conclusive and the whole question involved will be fought before and decided by the jury. The last of the deponents knew Harry Orchard and heard the story of the Hercules mine with the usual threat that he was going to fix Steuenberg for driving him out of the country.

Charles H. Moyer, president of the Western Federation of Miners, will be brought from the county jail tomorrow to give testimony in behalf of his co-defendant. It is expected that he will be called shortly after 10 o'clock and that it will take about all the rest of the day for both sides to complete the examination of him. There is a chance that he may finish in time to permit the calling of Haywood, but the chances are that the defense will shape its arrangements to call him Thursday morning, rather than at the close of a possibly trying day.

SAN FRANCISCO HAS NEW MAYOR

Supervisors Cause Sensation by Ousting Gallagher and Naming Boxton

By Associated Press.
SAN FRANCISCO, Cal., July 9.—A new angle was given the municipal situation late this afternoon when the board of supervisors met and by a vote of 10 to 2 elected Charles A. Boxton, one of their number, acting mayor to succeed Gallagher, who since the conviction of Schmitz has been acting as mayor. The two votes opposed to Boxton were those of Supervisors O'Neill and Treitman, who were appointed to the board to fill vacancies by Schmitz.

The action of the supervisors came as a surprise, as it had been intimated that it is the aim of the graft prosecution to retain Gallagher as acting mayor until the complete abdication of Schmitz could be brought about.

Boxton is the principal witness in the trial of Louis Glass, vice president of the Pacific States Telephone company, on the charge of bribery, which will be begun tomorrow.

Will Select New Mayor
SAN FRANCISCO, Cal., July 9.—With a view of curing the anomalous situation in the municipal government resulting from the graft prosecution, it was decided tonight by District Attorney Langdon and associates to invite the commercial and labor bodies of the city to send delegates to a convention which will be called within a few days for the purpose of choosing a mayor who may fill out the unexpired term of Schmitz. Supervisor Boxton, who was elected acting mayor by the board of supervisors, will hold office until a mayor is chosen.

LOUISVILLE HAS A FIERCE STORM

Hurricane Sweeps City, Destroying Property and Stopping Street Traffic.

ONE MAN IS KILLED BY FALLING CORNICE

Property Damage Quarter of a Million—Heavy Damage Is Done Across in Indiana—Wind 80 Miles an Hour.

By Associated Press.
LOUISVILLE, Ky., July 9.—The terrific windstorm which burst on Louisville for five days was broken shortly before 6 o'clock this evening by a wind storm, assuming the proportions of a hurricane. There were numerous runaways in the downtown district and street car service was temporarily suspended. The rain fell in torrents.

Warmer Again
By Associated Press.
WASHINGTON, July 9.—Forecast for Arizona: Fair Wednesday, warmer in northern portion; Thursday fair.

YOUNG OPERATOR ASSISTED WOMAN

Arrested for Complicity in Disposing of Stolen Trust Company Funds

By Associated Press.
NEW YORK, July 9.—Late tonight the police arrested Harry Kirkstein, a telegraph operator 2 years old, on the charge of acting with Mrs. Laura Carter in receiving and disposing of \$5,000 stolen from the Windsor Trust company by Chester B. Runyan. The complaint was signed by George W. Young of the trust company.

Kirkstein said that he had lived with Mrs. Carter for a year and a half until recently, when she told him that she had a "good thing," and he left her. One evening of the Fourth of July he said Mrs. Carter telephoned him to meet her the next morning and he did. She told him, he said, that the "good thing" was Runyan, the missing teller of the trust company, and that he had given her \$5,000, which she had in a hand bag. Kirkstein said he advised her to take the money to the trust company and tell the officers where Runyan was. She replied, Kirkstein said, that she would return the money to Runyan and then give him up. He did not see the money and had no idea whether she returned it.

DEVLIN REPORTS TO WASHINGTON
Sends Facts Concerning Refusal of Licenses to Japanese Employment Offices

By Associated Press.
SAN FRANCISCO, Cal., July 9.—An exhaustive report of all the facts in connection with the recent refusal of the police commissioners to grant employment office licenses to Japanese or other aliens was mailed to Attorney General Bonaparte by United States District Attorney Devlin today.

There is every indication that the Japanese will appeal to the courts to have determined whether their treaty rights have been infringed upon by the action of the commissioner in denying the intelligence office licenses.

There is no ordinance on the books prohibiting the issuance of licenses to aliens, but the commissioners contend that such business comes within their powers and that their action does not discriminate against Japanese nor infringe on their treaty rights, they being treated the same as other aliens.

Aoki to Return
By Associated Press.
TOKIO, Wednesday.—Nichi Nichi prints a statement this morning that Viscount Aoki, Japanese ambassador at Washington, is expected to return to Japan in October.

DISCRIMINATED AGAINST KANSAS

Railroads Gave Better Rates to California than to Kansas Millers

By Associated Press.
WASHINGTON, July 9.—The interstate commission today in an opinion by Commissioner Prouty announced a decision in the case of the Howard Mills company against the Missouri Pacific and other carriers. The complainant alleged that the defendant carriers unduly discriminated against Kansas millers in favor of California millers by exacting rates for transportation of flour which were 10 cents greater per 10 than the rates for transportation from Wichita and other points in Kansas to points in California known as Pacific coast terminals, and also by exacting rates for transportation of flour which were 35 cents per hundred greater than the rates contemporaneously exacted by them for transportation of

wheat from shipping points to Phoenix. The commission decided that flour rates between destination and shipping points should not exceed wheat rates between such points by more than 7 cents a hundred. The commission says there is no inflexible requirement that rates upon grain and products of grain should be under all circumstances the same, but rather that carriers may, in just regard for their own interests or to meet special conditions, vary those rates within narrow limits.

When, however, the relation has been established, business developed and money expended upon the strength of it, then the carrier cannot in the absence of some sufficient reason, change that relation nor would the commission direct any such change.

CAR MAN PLEADS GUILTY AND CAUSES SURPRISE

By Associated Press.
SAN FRANCISCO, Cal., July 9.—Charles Langle, one of the group of car men arrested for an attack upon a United Railroads car June 29, pleaded guilty in Judge Cook's court today to a charge of assault with a deadly weapon. His plea created considerable surprise, as his seven associates denied the charges against the man who will fight the case.

Langle's case went over until tomorrow. He was a member of the car men's union.

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BASEBALL SCORES IN THE BIG LEAGUES

By Associated Press.
American
At Chicago—R. H. E. 5 8 0
Chicago—R. H. E. 1 7 0
Batteries—White and McFarland; Bartley and Powers.
At Detroit—R. H. E. 3 8 0
Detroit—R. H. E. 7 15 0
Batteries—Eubanks, Willett, Donovan, Archer and Schmidt; Tannehill and Criger.
At St. Louis—R. H. E. 5 10 0
St. Louis—R. H. E. 4 11 1
Batteries—Powell, Buelow and Spencer; Patten, Smith and Heydon.
At Cleveland—R. H. E. 1 8 1
Cleveland—R. H. E. 3 13 1
Batteries—Rhodes and Clarke; Orth and Thomas.
National
At New York—R. H. E. 3 5 5
New York—R. H. E. 5 9 3
Batteries—Lush, Froome and Noonan; Matthewson and Bowerman.
Second game—R. H. E. 5 10 4
St. Louis—R. H. E. 6 6 4
Batteries—Beebe and Marshall; McGinnity and Bowerman.
At Philadelphia—R. H. E. 8 12 0
Philadelphia—R. H. E. 9 4 4
Batteries—Willis, Cummitz and Gibson; Sparks and Jacklitich.
Second game—R. H. E. 0 3 2
Pittsburg—R. H. E. 2 4 2
Philadelphia—R. H. E. 1 3 3
Batteries—Leifield and Phelps; Brown and Doolin.
At Boston—R. H. E. 5 8 1
Boston—R. H. E. 1 3 3
Batteries—Dorner and Needham; Ewing and Schell.
At Brooklyn—R. H. E. 7 8 0
Brooklyn—R. H. E. 1 10 1
Batteries—Overall and Kling; Bell and Ritter.

JURY FOR TRIAL OF GLASS CHOSEN

Telephone Magnate Who Is Alleged to Have Given Supervisor \$5,000 on Trial.

MAY BE ONE CHANGE IN JURY SELECTED

Jurors Allowed Personal Freedom Over Night to Arrange Business Affairs—Henry Says It Will Last a Week.

By Associated Press.
SAN FRANCISCO, Cal., July 9.—The jury to try Vice President Louis F. Glass of the Pacific States Telephone company on the charge of paying Supervisor Charles Boxton a bribe of \$5,000 to vote for the withholding of a franchise from the Home Telephone company, was completed shortly before 5 o'clock this evening. Six jurors were chosen and sworn yesterday and six selected and sworn today. The total number of veniremen examined was forty-eight, eighteen yesterday and thirty today. Twelve of these qualified yesterday, fourteen today; six were excused for cause yesterday and sixteen today.

One change may be made in the jury as it stands. Doubt has arisen as to whether Hugo Schlessels' name appears on last year's assessment roll. If any examination discloses that it does not he will be withdrawn and another selected to take his place. This would give the defense an advantage over the prosecution, as the former has still one unexercised peremptory challenge.

Could Not Excuse Juror
Juror North put up a strong plea to Judge Lawler to be excused, saying that his business will suffer severely if he should be forced to serve. Judge Lawler suggested that if the attorney were willing to let North go the court would not object. Henry consented, but Mr. Delmas said he could not in the interests of the defendant "sanction such an invidious proceeding."

Judge Lawler agreed in North's behalf and extended the same privilege to the other eleven, that an agent might report to North once a day, in open court, to confer and receive instructions.

Judge Lawler allowed the jurors personal freedom over night in order that they might arrange their business interests, but he admonished them particularly that they must not hold communication with their families, either personally, by note or telephone. Each promised.

Tomorrow Sheriff O'Neill will formally take charge of the jury and after they will be kept together at all times. In reply to a query by one of the jurors, Henry said the trial ought not to consume more than a week, exclusive of the deliberations of the jury.

FAVORITE BEATEN FOR REALIZATION STAKES

By Associated Press.
NEW YORK, July 9.—H. P. Whitney's Dinna Ken easily won the Lawrence Realization stakes of \$16,380 at Sheepshead Bay today, defeating the heavily played McGinnis colt, Frank Gill, after Peter Pan had withdrawn, the track not being to his liking.

RAILROADS ORDERED TO OBEY THE NEW LAW

By Associated Press.
LINCOLN, Neb., July 9.—The state railway commission this afternoon peremptorily ordered the Missouri Pacific railway to file schedules and comply with the Aldrich law by July 11. The act reduces freight rates 15 per cent on grain, hay, fruit, potatoes and building materials and prescribes a fine not to exceed \$1,000. The company disregarded the act.

CAUSE OF WRECK IS MADE PUBLIC

New Harriman Rule Followed after Investigation of Wreck in Arizona

By Associated Press.
SAN FRANCISCO, Cal., July 9.—Vice President and General Manager Calvin of the Southern Pacific made public the final report of the accident occurring at Sentinel, Ariz., at 8:45 p. m. July 1. Freight extra No. 2728 ran into the rear end of freight extra No. 2785 while taking a siding in order to permit the passage of eastbound passenger train No. 9. It was shown that responsibility for the accident is divided between the rear brakeman of the freight train which was on the siding and the engineer of freight extra No. 2728.

There was a clear view of the rear lights of No. 2785 for a distance of three and a half miles and the engineer of No. 2728 stated that he knew the preceding train was not in the clear

and had applied the air to reduce his speed, but owing to the flagman of the preceding train not dropping off a sufficient distance back of where his train had to take the siding, train No. 2728 was not under control soon enough to prevent the collision.

PRESIDENT RECEIVES HARRIMAN REPORT

By Associated Press.
OYSTER BAY, N. Y., July 9.—The president today received the report of the interstate commerce commission setting forth the facts and conclusions arrived at as a result of the investigation of E. H. Harriman's alleged manipulations of certain railroad finances. The conclusions of the committee are not to be made public until the president has received the attorney general's recommendation.

The Wrestling Tournament

All arrangements have been completed for the wrestling tournament at Drenham Friday night. Maher, who is to meet Ed Husson, is said to have a long record of victories on the mat, and it is possible that the local boy who has not been defeated in Globe will get a run for his money. Both men have posted \$500 each at the Coney Island and many bets have been placed. There will be several preliminary bouts, one of which will be between Beery and Morgan. The admission will be \$1 and 50 cents for children under fifteen. The tournament begins at 8:30 o'clock.

EDUCATORS WILL HAVE BIG SCRAP

Miss Haley Expected to Oppose Adoption of New Constitution by Convention

By Associated Press.
LOS ANGELES, Cal., July 9.—Members of the National Educational association spent the day listening to scores of papers. Little of the general work of the convention was accomplished.

The new president of the board of directors will be elected tomorrow, the new constitution and by-laws will be adopted or rejected, the place of the next convention will be selected, and the question of whether there will be opposition to the selected program is still in doubt tonight. Interest was keen tonight as to whether Miss Margaret Haley of Chicago, who heads the opposition, and who it seems cannot be located either in Chicago or Los Angeles, will appear at the meeting tomorrow with her followers to fight to a finish. Neither Miss Haley or her Chicago followers have yet appeared. Word was received that she had left Chicago, destination unknown.

If she comes she will oppose the election of Cooley for president, attempt to defeat the adoption of the new constitution and by-laws and seek to force the adoption of her union labor ideas. It is not thought that she can muster enough votes to cause trouble.

CHINESE AMBASSADOR LEAVES FOR HIS HOME

By Associated Press.
SAN FRANCISCO, Cal., July 9.—On the steamer Korea, which sailed today for the orient, was Sir Chen Tung Liang Cheng, the retiring Chinese minister, who is returning to China. The Korea carried a large quantity of machinery for Japan and \$200,000 in treasure.

Daniel Hearing Tomorrow

The preliminary hearing of R. H. Daniel for the murder of James B. Brown will occur tomorrow at 10 o'clock in Judge Thoms' court. About twenty-five witnesses have been summoned by the territory and it is expected that the hearing will be an interesting one.

GENERAL STRIKE OF TELEGRAPHERS

Western Union Again Declines to Treat with Union and More Will Walk Out.

PRESIDENT OF ORDER WIRES TO ROOSEVELT

Says All Honorable Means to End Strike in 'Frisco Have Been Exhausted—Unknown Where Next Strike Will Be.

By Associated Press.
SAN FRANCISCO, Cal., July 9.—Indications are tonight that the telegraphers strike will spread and that the next walkout of operators will occur at some large eastern center. A committee of Western Union operators today called upon L. N. Miller Jr., assistant general superintendent of the Western Union, for the purpose of discussing grievances. The committee was met by Chief Operator H. J. Jeffs, who read a note conveying what Miller had to say to the committee, which was as follows:

"Miller declines to meet the committee as such, but is willing to extend a courteous hearing to each operator now out on strike and will consider favorably the reinstatement of any and all who come to him giving an assurance of their personal desire to be reinstated in their positions. But he reserves the right to refuse to receive or reinstate anyone who is undesirable, and that the matter must be absolutely left to his judgment as assistant general superintendent."

Wires to Roosevelt

After the result of the meeting was made known to President S. J. Small, he sent a telegram to Roosevelt claiming that every honorable means had been exhausted to secure an adjustment and that he had no hope of settlement without an extension of the strike, and that in answer to the demands of the telegraphers throughout the country the strike will be made general, and that he would leave for Chicago tomorrow. It was announced yesterday that United States Labor Commissioner Neill would leave Chicago for this city to investigate the local trouble.

Small telegraphed National Secretary Russell of Chicago to wire Neill that if he desired to see him he will be in Chicago next Sunday. Small sent a telegram to H. B. Peckham of St. Louis, president of the Order of Railroad Telegraphers, to meet him in Chicago next Sunday if possible to do so.

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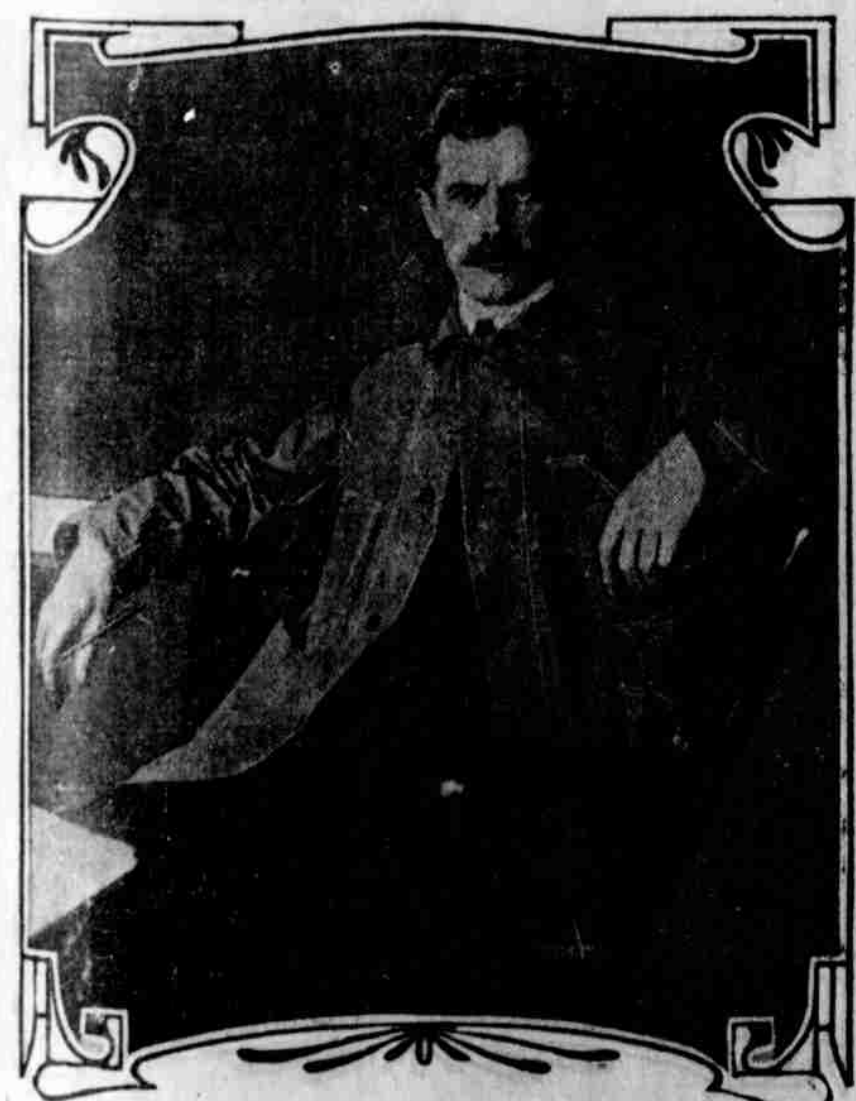
RUSHING BOILERS FOR THE NEW BATTLESHIPS

By Associated Press.
AKRON, Ohio, July 9.—The Sterling company of Barberton has received an urgent request from Washington to rush boilers for battleships of the navy to completion as fast as possible, and Engineer Gay of the navy has arrived to see that the work is rushed.

The plant will be run day and night until the boilers are completed.

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WILLIAM J. LONG, NATURALIST.

Rev. William J. Long, who objects to being classed as a "nature fakir" by President Roosevelt, lives at Stamford, Conn. He is forty years old. For several years he was pastor of a Congregational church in Stamford, but he now devotes his time to writing books about birds and beasts. Mr. Long spends much time in the woods. He declares that he writes only what he has observed or has verified, but the president says that some of his stories tell impossible things about animals. Mr. Long is a graduate of Harvard.



MARQUIS SAIONJI, PREMIER OF JAPAN.

Japan has a new premier, the Marquis Saionji. He is called also the Beau Brummel of Japan. European ladies who have met the marquis aver that he has the manners of Louis XIV., who doffed his hat to every milkmaid he met. The prime minister of Japan is fifty-eight years old and a thorough scholar. He has had wide diplomatic experience. In his youth he spent years in Paris. He is called a Frenchman in his tastes. The premier is said to be extremely fond of the French authors, with whom he became acquainted in his youth.